



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2013 REGULAR SESSION

HOUSE BILL NO. 161

AS ENACTED

TUESDAY, MARCH 12, 2013

RECEIVED AND FILED
DATE March 22, 2013
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ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adler

1 AN ACT relating to the criminal justice system.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔ Section 1. KRS 514.030 is amended to read as follows:

4 (1) Except as otherwise provided in KRS 217.181~~[or 218A.1418]~~, a person is guilty of
5 theft by unlawful taking or disposition when he unlawfully:

6 (a) Takes or exercises control over movable property of another with intent to
7 deprive him thereof; or

8 (b) Obtains immovable property of another or any interest therein with intent to
9 benefit himself or another not entitled thereto.

10 (2) Theft by unlawful taking or disposition is a Class A misdemeanor~~[unless the value~~
11 ~~of the property is five hundred dollars (\$500) or more, in which case it is a Class D~~
12 ~~felony; or]~~ unless:

13 (a) The property is a firearm (regardless of the value of the firearm), in which
14 case it is a Class D felony;

15 (b) The property is anhydrous ammonia (regardless of the value of the ammonia),
16 in which case it is a Class D felony unless it is proven that the person violated
17 this section with the intent to manufacture methamphetamine in violation of
18 KRS 218A.1432, in which case it is a Class B felony for the first offense and a
19 Class A felony for each subsequent offense;~~[or]~~

20 (c) The property is one (1) or more controlled substances valued collectively at
21 less than ten thousand dollars (\$10,000), in which case it is a Class D
22 felony.

23 (d) The value of the property is five hundred dollars (\$500) or more but less
24 than ten thousand dollars (\$10,000), in which case it is a Class D felony;

25 (e) The value of the property is ten thousand dollars (\$10,000) or more but less
26 than one million dollars (\$1,000,000), in which case it is a Class C felony;

27 (f) The value of the property is one million dollars (\$1,000,000) or more but

1 less than ten million dollars (\$10,000,000), in which case it is a Class B
2 felony; or


3 (g) The value of the property is ten million dollars (\$10,000,000) or more, in
4 which case it is a Class B felony.

5 (3) Any person convicted under subsection (2)(g) of this section shall not be
6 released on probation or parole until he or she has served at least fifty
7 percent (50%) of the sentence imposed, any statute to the contrary
8 notwithstanding.


9 ➔Section 2. The following KRS Section is repealed:

10 218A.1418 Theft of a controlled substance -- Not considered theft under KRS Chapter
11 514.


Speaker-House of Representatives


President of Senate

Attest: 
Chief Clerk of House of Representatives

Approved 
Governor

Date 3-22-13